

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

**MARVIN GLEN HOLLIS,** NO. C-08-3154 TEH (PR)

No. C-08-3154 TEH (PR)

Plaintiff,

v.

**ORDER REGARDING NOTICE OF  
SETTLEMENT**

**DEBRA HERRICK, et al.,**

Docket No. 87

### **Defendants.**

On January 16, 2013, Defendants in this pro se prisoner civil rights case filed a Notice of Settlement. The Notice indicates that the parties have reached a settlement of all claims and that the written settlement agreement contains the following provisions:

(1) Plaintiff has signed a stipulation for a voluntary dismissal with prejudice of the entire action, which Defendants may file when they perform their obligations under the agreement; and (2) on behalf of Defendants, the California Department of Corrections and Rehabilitation shall provide Plaintiff with a television set from its surplus and, within 180 days, shall pay Plaintiff a specified sum of money. The parties request that the case remain open until Defendants file the stipulation for voluntary dismissal and that all scheduled matters be vacated.

1       The Court grants the parties' request to vacate all scheduled  
2 pending matters which include: (1) Defendants' motion to dismiss and  
3 for summary judgment (docket #73); (2) Plaintiff's cross-motion for  
4 summary judgment (docket #79); (3) Plaintiff's motion to strike  
5 (docket #80); and (4) Defendants' motion to stay discovery (docket  
6 #84). The Clerk shall vacate the dates on which responses are  
7 scheduled to be filed in these motions.

8       If, within six months from the date of this Order, Defendants  
9 have not filed the stipulation for voluntary dismissal, they shall  
10 file a declaration indicating the reasons they have not done so.

11  
12                   IT IS SO ORDERED.

13  
14 DATED

01/17/2013

  
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16                   THELTON E. HENDERSON  
17                   United States District Judge